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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT SEATTLE

8 RAUL LOPEZ, JR., *et al.*,

9 Plaintiffs,

10 v.

11 UNITED STATES SECRET SERVICE,

12 Defendant.  
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Case No. C15-0243RSL


SECOND ORDER REOPENING CASE  
AND EXTENDING TIME FOR  
SERVICE

14 This matter comes before the Court on plaintiffs' "Motion for Relief from Case  
15 Dismissal." Dkt. # 21. This case has twice been dismissed for failure to timely serve defendants.  
16 Plaintiff Carol Shilling maintains that an Assistant United States Attorney, Steven Gibralla,  
17 agreed to accept service by mail, that she mailed him a copy of the complaint and summons, but  
18 that she was acting pro se and was unaware that she had to file proof of service. She has now  
19 retained counsel and seeks to correct any procedural errors that may have occurred.

20 Plaintiffs' motion is GRANTED. Plaintiffs shall have 90 days from the date of this Order  
21 to serve defendants and to file proof of service in the docket. The reopening of the case is based  
22 on Ms. Shilling's representations that defendant affirmatively waived formal service and  
23 received a copy of the complaint within the limitations period. Nothing in this Order shall  
24 preclude defendant from raising all available defenses, including insufficiency of service and/or  
25 the statute of limitations.  
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SECOND ORDER REOPENING CASE AND  
EXTENDING TIME FOR SERVICE

1 DATED this 21st day of April, 2017.

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4 Robert S. Lasnik  
5 United States District Judge  
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